

December 22, 2009

Mr. Allen Norfleet
Campaign Finance Analyst
Reports Analysis Division
Federal Election Commission
999 E Street NW
Washington DC 20463

Identification Number: C00449280

Dear Mr. Norfleet:

This letter responds to your letter dated December 9, 2009, regarding the November Monthly Report (10/1/09-10/31/08), which Free and Strong America PAC, Inc. filed on November 16, 2009.

Our answers to your inquiries are as follows:

1. With respect to your first inquiry, Free and Strong America PAC, Inc. is familiar with the contribution limits set forth in the Act. 2 U.S.C. s.441a(f) and 11 CFR ss110.1(d) and 110.2(d). As the Commission correctly notes, if any contribution received exceeds the limits, Free and Strong America PAC, Inc. can retain the funds if within 60 days of receipt (1) the excessive amount is properly reattributed to another person, such as a joint account holder, by obtaining signed written authorization from each person making the contribution pursuant to 11 CFR 110.1(k)(3), and (2) the treasurer informs the person making the contribution that he or she may request the return of the excessive portion of the contribution if it is not intended to be a joint contribution, and honors any such request for a refund.

In accordance with these rules, we sought reattribution of each of these contributions within the permitted 60 day period, and indicated that we were so doing in our November Monthly Report with the notation on each of these contribution records of "Reattribution Requested" (or in the case of Mr. Padgett, "\$1,000 Refund to be Issued" because we received correspondence in response to our reattribution request shortly before filing our November Monthly Report requesting that we refund the excess contribution.)

We understand that we should report any reattributions as memo entries on Schedule A of the report covering the period during which the authorization for the reattribution is received, and any refunds should be disclosed on Schedule B supporting Line 28 of the report during which the transaction was made. In fact, we have already reported several of these reattributions and refunds on our December Monthly Report (11/1/09-11/30/09), which we filed on December 18, 2009, and will similarly report any further reattributions and/or refunds within this 60 day period in our Year End Report. For your convenience, we will mail you a photocopy of the refund checks in question with the account information redacted.

2. With respect to your second and third inquiries, Free and Strong America PAC, Inc. is familiar with the rules governing goods and/or services provided by one committee to another. See 11 CFR s.100.52(d)(1). As such, all payments for purchases and rentals are equal to the fair market value and the "usual and normal charge" for such goods and services. To determine the amounts charged by one committee to another for purchases and rentals, Free and Strong America PAC, Inc. consults with merchants, distributors, and vendors to determine the current market pricing for the goods or services in question. For instance, to calculate the value of donor lists, political list vendors were consulted. We are confident that this process led us to being paid the "usual and normal charge" for all goods and services provided to other committees.
